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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

Federal Communications Commission
Office of the Secretary

In re Applications of)	MM Docket No. 92-114
)	
Robert B. Taylor)	
Jupiter, Florida)	FCC File No. BRH-880926UJ
)	
For Renewal of Station WTRU(FM))	
)	
Jupiter Broadcasting, Corp.)	FCC File No. BPH-890103MD
Jupiter, Florida)	
)	
For a Construction Permit)	

To: Honorable Walter C. Miller
Administrative Law Judge

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MOTION FOR PRODUCTION OF DOCUMENTS

Jupiter Broadcasting Corp. requests that Robert B. Taylor be directed to produce the documents described below within ten days at the office of Leibowitz & Spencer, One Southeast Third Avenue, Suite 1450, Miami, Florida, 33131.

JBC notes that the Prehearing Order, FCC 92M-612, released May 27, 1992 required the initiation of discovery on June 23, 1992. JBC requests waiver of this requirement with respect to the documents sought herein. In support of this request, JBC notes that its document production does not presently include records showing Mr. Taylor's compliance or non-compliance with tower marking and lighting requirements during the WTRU license renewal period. This oversight was brought to JBC's counsel's attention in a recent interview with a potential witness in which tower

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lighting problems at Stations WEXI/WTRU were mentioned.¹ JBC submits that the requested documents are calculated to lead to the discovery of evidence admissible under the renewal expectancy aspects of the standard comparative issue.

DEFINITIONS

As used herein, the following terms have the meaning indicated:

(a) "Applicant" means Robert B. Taylor, his corporations, his businesses, his employees, his agents (including legal counsel), his consultants and all other persons acting on behalf of or in concert with Robert B. Taylor.

(b) "WTRU" means FM radio broadcast station WTRU, Jupiter, Florida and all of its FM predecessors regardless of call sign or FM frequency.

(c) "WEXI" means AM radio broadcast station WEXI, Jupiter, Florida and all of its AM predecessors regardless of call sign.

(d) "Document" means the original and any non-identical copy thereof (whether different from the original because of notes made on, or attached to such copy, or otherwise), and any draft, and/or any amendment thereof, of any letter, memorandum, report handwritten or transcribed note, working paper, list, statement, minutes, business record, contract, agreement, option, certificate,

¹This interview was not the first time JBC's counsel heard of such problems at Station WEXI/WTRU. However, it did prompt counsel to search the document requests for items probative of tower lighting and marking. Such items are, regrettably, not present in outstanding document requests.

check, draft, promissory note, negotiable instrument, chart, graph, photograph, motion picture, sketch, drawing, diagram, blueprint, plans, audio or video tape, pamphlet, brochure, prospectus, bill, receipt, mechanical or electrical or magnetic transcription (including data stored in computers or work processors), or other documentary material of any nature whatsoever in the possession, custody or control of Applicant.

INSTRUCTIONS

This request seeks production of all identifiable documents within the categories set out below that are within the possession, custody or control of the Applicant. Documents sought include documents in the possession of the Applicant, his corporations and businesses, his attorneys, accountants, banks, employees, agents, independent contractors and all other individuals or entities who act on Applicant's instructions or are otherwise within the Applicant's control.

The documents sought relate primarily to facts as they exist or have existed from the time Robert B. Taylor acquired control of Station WEXI and WTRU, ie during the period September 18, 1984 to the present. This is not to say that the only documents sought are those created after September 18, 1984. However, unless a different time period is stated in a specific document request, documents that do not reflect facts or circumstances existing on or after September 18, 1984 are excluded from this request.

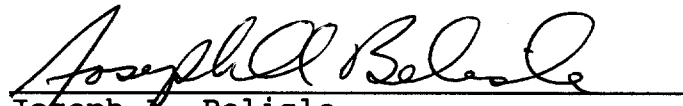
DOCUMENTS SOUGHT

1. All documents that describe, discuss, reference or relate

to any failure of the lighting on the WEXI/WTRU radio towers. These documents include, but are not limited to, communications to and from the Federal Aviation Administration; communications to and from the Federal Communications Commission; bills, checks, invoices, receipts and correspondence relating to repair of tower lighting; log entries noting extinguishment and repair of tower lighting; complaints regarding unlit towers; and any other documents relating to the failure of the WEXI/WTRU tower lighting.

2. All documents that describe, discuss reference or relate to any failure to keep the WEXI/WTRU radio towers marked (ie painted) as required by Part 17 of the Rules and Regulations of the Federal Communications Commission.

Respectfully submitted,

A handwritten signature in cursive script, reading "Joseph A. Belisle", written over a horizontal line.

Joseph A. Belisle
Counsel for
Jupiter Broadcasting, Corp.

July 1, 1992

Leibowitz & Spencer
One S.E. Third Avenue
Suite 1450
Miami, Florida 33131

(305) 530-1322

CERTIFICATE OF SERVICE

I, Tania M. Rehman, hereby certify that the attached Motion For Production Of Documents submitted on behalf of Jupiter Broadcasting, Corp. was sent this 1st day of July, 1992 to the following persons by U.S. mail, first class postage prepaid:

Honorable Walter C. Miller
Administrative Law Judge
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Washington, D.C. 20036

J. Richard Carr, Esquire
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Norman Goldstein, Esquire
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Tania M. Rehman
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